PATENT 674522-2001.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants

EPSTEIN, et al.

Serial No.

09/478,621

For

INHIBITING DEVELOPMENT OF MICROVESSELS WITHIN CORONARY OR PERIPHERAL VESSEL WALLS FOR RESTENOSIS/ATHEROSCLEROSIS PREVENTION OR THERAPY

January 5, 2000

Art Unit

Filed

1646

Examiner

D. Jiang

745 Fifth Avenue, New York, NY 10151

EXPEDITED PROCEDURE RESPONSE AFTER FINAL ACTION UNDER 37 C.F.R. 1.116

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on May 3, 2005.

Anne-Marie C. Yvon, Reg. No. 52,390

(Name of Applicant, Assignee or Registered Representative)

May 3, 2005

Date of Signature

Corres. and Mail

NOTICE OF APPEAL

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the final Office Action dated November 3, 2004, rejecting claim 22. A check in the amount of \$250 is enclosed, which represents the appeal fee required by 35 U.S.C. §41(a)(6) and 37 C.F.R. §1.17(e). Please charge any additional payment or credit any overpayment to Deposit Account No. 50-0320.

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This Notice is being filed in triplicate, together with a Petition for extension of time.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP Attorneys for Applicants

Anne-Marie C. Yvon

Reg. No. 52,390 Tel: (212) 588-0800